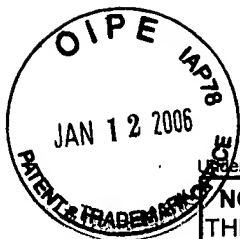


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PTO/SB/31 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031

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# NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

377882001500

In re Application of  
Stephen TUCK et al.Application Number  
09/713,136Filed  
November 14, 2000For IMMUNOMODULATORY COMPOSITIONS CONTAINING AN  
IMMUNOSTIMULATORY SEQUENCE LINKED TO ANTIGEN  
AND METHODS OF USE THEREOFArt Unit  
1644Examiner  
P. HuynhApplicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 500.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown  
above is reduced by half, and the resulting fee is:

\$ 250.00

☐ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account.  
I have enclosed a duplicate copy of this sheet.☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to  
Deposit Account No. 03-1952 I have enclosed a duplicate copy of this sheet. Fee Transmittal form  
(PTO/SB/17) is attached to this submission in duplicate.☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the

☐ applicant /inventor.☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b)  
is enclosed. (Form PTO/SB/96)☒ attorney or agent of record.Registration number 33,888☐ attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

  
Signature
Debra J. Glaister  
Typed or printed name

(650) 813-5725

Telephone number

January 12, 2006

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  
Submit multiple forms if more than one signature is required, see below\*.☒ \*Total of 1 forms are submitted.I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 534437010 US,  
in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown  
below.Dated: January 12, 2006

Signature:

(Georgina Matos)